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FACSIMILE COVER SHEET

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UNDER 37 C.F.R. §1.8

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By:


Joanne R. PetithoryAttorney Docket No: 02-104244US
(0165.550US)

In re application of:

J.A. Affholter, *et al.*

Application No.: 09/721,507

Filed: November 22, 2000

For: Single-Stranded Nucleic Acid
Template-Mediated Recombination and
Nucleic Acid Fragment Isolation

Examiner: Johanssen, Diana

Art Unit: 1634

PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a)

TO BE MADE OF OFFICIAL RECORD

Enclosed in this transmission are:

| | |
|----------------------|----------------------------------------------------------------------------------------------------------------------------------------------|
| (1 page) | This Cover Sheet |
| (1 page) | Communication |
| (2 pages) | Petition for Three-Month Extension of Time including authorization to charge \$ 1020.00 to Deposit Account No. 50-0990, <u>plus one copy</u> |
| <u>4 pages total</u> | |

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CERTIFICATE OF FACSIMILE TRANSMISSION
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By:


Joanne R. PetithoryRECEIVED
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JAN 31 2005

Atty. Docket No. 02-104244US
(0165.550US)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

J.A. Affholter,, *et al.*

Application No.: 09/721,507

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For: Single-Stranded Nucleic Acid Template-Mediated Recombination and Nucleic Acid Fragment Isolation

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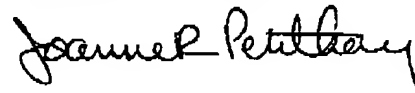
COMMUNICATION
ACCOMPANYING A PETITION FOR
EXTENSION OF TIMECommissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed herewith is a petition for a Three-Month Extension of Time, extending the period of response to the outstanding Office Action dated July 29, 2004 from October 29, 2004 through Monday, January 31, 2005 (January 29, 2005 being a Saturday).

January 31, 2005

Respectfully submitted,

Joanne R. Petithory
Reg. No. 42,995Maxygen, Inc.
Intellectual Property Department
515 Galveston Drive
Redwood City, California 94063
Telephone: (650) 298-5300
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Customer No. 30560

PTO/SB/22 (12-04)

Approved for use through 07/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| | | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--------------------------------------------------------------|--|
| PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) FY 2005 <small>(Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4918).)</small> | | Docket Number (Optional) 02-104244US (0165.550 US) | |
| Application Number 09/721,507 | | Filed November 22, 2000 | |
| For Single-Stranded Nucleic Acid Template-Mediated Recombination and Nucleic Acid Fragment Isolation | | | |
| Art Unit 1634 | | Examiner Johanssen, Diana | |

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

| | <u>Fee</u> | <u>Small Entity Fee</u> | |
|----------------------------------------------------------------------|------------|-------------------------|----------------|
| <input type="checkbox"/> One month (37 CFR 1.17(a)(1)) | \$120 | \$60 | \$ _____ |
| <input type="checkbox"/> Two months (37 CFR 1.17(a)(2)) | \$450 | \$225 | \$ _____ |
| <input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3)) | \$1020 | \$510 | \$ 1020 |
| <input type="checkbox"/> Four months (37 CFR 1.17(a)(4)) | \$1590 | \$795 | \$ _____ |
| <input type="checkbox"/> Five months (37 CFR 1.17(a)(5)) | \$2160 | \$1080 | \$ _____ |

☐ Applicant claims small entity status. See 37 CFR 1.27.

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number **50-0990**. I have enclosed a duplicate copy of this sheet.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the ☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).

☒ attorney or agent of record. Registration Number **42,995**

☐ attorney or agent under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34 _____

Joanne R. Petithory *Jan. 31, 2005*
 Signature Date
Joanne R. Petithory **(650) 298-5300**
 Typed or printed name Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

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facsimile no. (703) 872-9306 on the date below.Typed or Printed Name: **Joanne R. Petithory**Date: **Jan. 31, 2005**Signature: *Joanne R. Petithory*